

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

25-23-01

Examiner: Lao, S.

Group Art Unit: Docket No.



501.38USC1

SJO919960022US2

2151

CERTIFICATE UNDER 37 C.F.R. 1.10:

'Express Mail' mailing number: <u>EL733008139US</u> Date of Deposit: <u>May 22, 2001</u> The undersigned hereby certifies that this Transmittal Letter and the paper or fee, as described herein, are being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 and is addressed to the Assistant Commissioner for Patentş, Washington, D.C. 20231

By: Kari Arnold

Box Patent Application Assistant Commissioner for Patents Washington, D.C. 20231

REQUEST FOR CONTINUATION APPLICATION UNDER 37 C.F.R. §1.53(b)

This is a request for filing a continuation application under 37 C.F.R. §1.53(b) of prior pending application number 08/631,650 filed on April 9, 1996 entitled APPARATUS AND METHOD FOR DOWNLOADING DATA TO ELECTRONIC DEVICE by the following inventors:

Full Name of Sole or First Inventor						
Family Name	First Given Name	Second Given Name J.				
DOBBEK	Jeffrey					
	Residence and Citizenship	· · · · · · · · · · · · · · · · · · ·				
City of Residence	State or Country of Residence	Country of Citizenship				
San Jose	California	USA				
	Post Office Address					
Street Address	City	State & Zip Code or Country				
508 Weybridge	San Jose	California 95123				

	Full Name of Second Inventor, if	any	
Family Name	First Given Name	Second Given Name	
	Residence and Citizenship		
City of Residence	State or Country of Residence	Country of Citizenship	
	Post Office Address		
Street Address	City	State & Zip Code or Country	

- 1. Images of claims, 1 page of abstract and 5 sheet(s) of drawings. Also enclosed are copies of the Declaration and any amendments referred to in the oath or declaration filed to complete the prior application. (It is noted that no amendments referred to in the oath or declaration filed to complete the prior application and prior application introduced new matter therein.)
 - The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- 2. Cancel original claims of this application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
- 3. A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the next number after the highest numbered original claim in the prior application.)
- 4. X Please amend the specification by inserting the following paragraph after the title:

This application is a continuation of application serial number 08/631,650, filed April 9, 1996. The application is incorporated herein by reference.

- 5. Small entity status
 - a. A small entity statement is enclosed.
 - b. A small entity statement was filed in the prior non provisional application.
 - c. is no longer claimed.

The filing fee is calculated below

CLAIMS						
	Number Filed	Number Extra	Rate	Fee		
Total Claims	12	0	X \$18.00	\$0		
Indep. Claims	4	1	X \$80.00	\$80		
Multiply Depender	\$0					
			Basic Fee	\$ 710		
			TOTAL	\$ 790.00		

6. A Payment of fees

A check in the amount of \$790.00 is enclosed.

Please charge Deposit Account Number 50-1038.

Is deferred

- 7. The Commissioner is hereby authorized to credit any overpayment or charge any fees required under 37 C.F.R. §1.16-1.18 to Deposit Account Number 50-1038.
- 8. The priority of application number , filed , is claimed under ______ 35 U.S.C. §119.

A certified copy has been filed in prior application number , filed

- 9. The prior application is assigned of record to International Business Machines Corporation recorded at reel 7979 and frame 0604.
- 10. This application is filed by fewer than all the inventor named in the prior application. Please delete the following inventors named in the prior nonprovisional application.

- 11. An Information Disclosure Statement, Form PTO 1449 and copies of enclosed.
- citations are

12. 🗌 New Correspondence Address

Altera Law Group 6500 City West Parkway - Suite 100 Minneapolis, Minnesota 55344-7701

- 13. X Address all correspondence to David W. Lynch.
- 14. A copy of the petition to extend the term in the prior application from March 22, 2001 to May 22, 2001 is enclosed.
- 15. Also enclosed:
- 16. \square A return postcard is enclosed.

Respectfully submitted,

Altera Law Group, LLC 6500 City West Parkway, Suite 100 Minneapolis, Minnesota 55344-7701 952-912-0539

m By:

David W. Lynch Reg. No. 36,204

Date: May 22, 2001

DWL/tmj